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HOUSE BILL 9

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Luciano "Lucky" Varela

AN ACT

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC OFFICERS
AND EMPLOYEES, PUBLIC SCHOOL PERSONNEL AND HIGHER EDUCATION
FACULTY AND EMPLOYEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. APPROPRIATIONS.--

A. Forty-three million nine hundred seventy-two
thousand eight hundred ninety-nine dollars (\$43,972,899) is
appropriated from the general fund to the department of finance
and administration for expenditure in fiscal year 2008 to
provide salary increases to employees in budgeted positions,
subject to satisfactory or better job performance. The salary
increases shall be effective the first pay period after July 1,
2007, and the appropriation shall be distributed as follows:

- (1) one million twenty-four thousand sixty

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1 dollars (\$1,024,060) to provide the justices of the supreme
2 court; the chief judge of the court of appeals; judges of the
3 court of appeals, district courts, metropolitan courts and
4 magistrate courts; child support hearing officers; and special
5 commissioners with a five percent salary increase;

6 (2) three million eight hundred fifty-nine
7 thousand four hundred fifteen dollars (\$3,859,415) to provide
8 all judicial permanent employees, other than employees whose
9 salaries are set by statute, with a two percent salary increase
10 and an average three percent adjustment based on employee job
11 performance and compa-ratio as determined by the administrative
12 office of the courts;

13 (3) eighty-six thousand fifty dollars
14 (\$86,050) to provide a five percent salary increase for
15 district attorneys;

16 (4) two million two hundred ninety-six
17 thousand four hundred fifty dollars (\$2,296,450) to provide all
18 district attorney permanent employees, other than elected
19 district attorneys, with a two percent salary increase and an
20 average three percent adjustment based on employee job
21 performance and compa-ratio as determined by the administrative
22 office of the district attorneys;

23 (5) twenty-five million one hundred fifty-
24 eight thousand six hundred eleven dollars (\$25,158,611) to
25 provide incumbents in agencies governed by the Personnel Act

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1 with a two percent salary increase and an average three percent
2 adjustment based on employee performance and compa-ratio as
3 determined by the personnel board;

4 (6) two million one hundred thirty-eight
5 thousand six hundred ninety-three dollars (\$2,138,693) to
6 provide executive exempt employees, including attorney general
7 employees and workers' compensation judges, with an average
8 five percent salary increase;

9 (7) one million five hundred sixty-five
10 thousand eighty dollars (\$1,565,080) to provide all
11 commissioned officers of the New Mexico state police division
12 of the department of public safety with a five percent general
13 salary increase in accordance with the New Mexico state police
14 career pay system as determined by the secretary of public
15 safety and the personnel board;

16 (8) three hundred fifty-three thousand four
17 hundred fifty-five dollars (\$353,455) to provide teachers in
18 the department of health; corrections department; children,
19 youth and families department; and the school for the blind and
20 visually impaired with a four and one-fourth percent salary
21 increase and for statutory minimum salaries for level three-A
22 teachers;

23 (9) five hundred thirty thousand twenty-five
24 dollars (\$530,025) to provide permanent legislative employees,
25 including permanent employees of the legislative council

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1 service; the legislative finance committee; the legislative
2 education study committee; legislative building services; the
3 house and senate chief clerks' offices; and the house and
4 senate leadership with an average five percent salary increase;

5 (10) four million five hundred sixty-eight
6 thousand seven hundred ten dollars (\$4,568,710) for an
7 additional five percent salary increase for state employees
8 classified as correctional officers; juvenile correctional
9 officers; librarians, library technicians and library
10 assistants; and attorneys of the public defender department.

11 (11) one million two hundred sixty thousand
12 three hundred fifty dollars (\$1,260,350) for an additional
13 seven percent increase for state employees classified as
14 probation and parole officers; and

15 (12) one million one hundred thirty-two
16 thousand dollars (\$1,132,000) for an additional five percent
17 increase for staff attorneys of district attorneys as
18 determined by a plan submitted to the administrative office of
19 the district attorneys and the legislative finance committee.

20 B. Thirty-five million two hundred ninety-two
21 thousand four hundred four dollars (\$35,292,404) is
22 appropriated from the general fund to the higher education
23 department for expenditure in fiscal year 2008 to provide
24 faculty and staff of four- and two-year public post-secondary
25 educational institutions with a four and one-fourth percent

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1 compensation increase. The compensation increases shall be
2 effective the first pay period after July 1, 2007.

3 C. The following amounts are appropriated from the
4 general fund to the public education department for expenditure
5 in fiscal year 2008:

6 (1) seventy-eight million nine hundred thirty-
7 two thousand eight hundred eleven dollars (\$78,932,811) to
8 provide all public education employees with a four and one-
9 fourth percent salary increase;

10 (2) ten million seven hundred thirty-nine
11 thousand one hundred dollars (\$10,739,100) for statutory
12 minimum salaries for level three-A teachers; and

13 (3) fourteen million five hundred six thousand
14 eight hundred dollars (\$14,506,800) to provide a three-fourths
15 percent increase in the employer contribution to the
16 educational retirement fund. The compensation increase shall
17 be effective the first pay period after July 1, 2007.

18 D. The department of finance and administration
19 shall distribute a sufficient amount to each agency to provide
20 the appropriate increase for those employees whose salaries are
21 received as a result of the general fund appropriations in the
22 General Appropriation Act of 2007. Any unexpended or
23 unencumbered balance remaining at the end of fiscal year 2008
24 shall revert to the general fund.

25 E. For those state employees whose salaries are

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1 referenced in or received as a result of nongeneral fund
2 appropriations in the General Appropriation Act of 2007, the
3 department of finance and administration shall transfer from
4 the appropriate fund to the appropriate agency the amount
5 required for the salary increases equivalent to those provided
6 for in this section, and such amounts are appropriated for
7 expenditure in fiscal year 2008. Any unexpended or
8 unencumbered balance remaining at the end of fiscal year 2008
9 shall revert to the appropriate fund.